

ASSEMBLY BILL

No. 1724

Introduced by Assembly Member Villines

February 22, 2005

An act to add Section 13529.5 to the Water Code, relating to water.

LEGISLATIVE COUNSEL'S DIGEST

AB 1724, as introduced, Villines. Water quality: reclamation: excessive rainfall.

The Porter-Cologne Water Quality Control Act requires the State Water Resources Control Board and the California regional water quality control boards to carry out various duties relating to water quality, including the issuance of waste discharge requirements, water reclamation requirements, and related orders.

This bill would declare the intent of the Legislature to enact legislation to revise provisions of the law relating to water reclamation to prohibit a regional board from requiring a holder of a master reclamation permit or a water district to provide plans or water reclamation facilities to reclaim or recycle all water subject to a permit or passing through a water reclamation facility during a period of excessive rainfall, and to authorize a regional board to require a permittee or a water district to meet reasonable water quality standards during such a period based on other factors determined by the regional board using a process modeled on the rulemaking provisions of the Administrative Procedure Act.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 13529.5 is added to the Water Code, to
2 read:
3 13529.5. It is the intent of the Legislature to enact legislation
4 to revise provisions of the law relating to water reclamation to do
5 both of the following:
6 (a) Prohibit a regional board from requiring a holder of a
7 master reclamation permit or a water district to provide plans or
8 water reclamation facilities to reclaim or recycle all water subject
9 to a master reclamation permit or passing through a water
10 reclamation facility during a period of excessive rainfall.
11 (b) Authorize a regional board to require a permittee or a
12 water district to meet reasonable water quality standards during a
13 period of excessive rainfall based on other factors determined by
14 the regional board using a process modeled on the rulemaking
15 provisions of the Administrative Procedure Act (Chapter 3.5
16 (commencing with Section 11340) of Part 1 of Division 3 of Title
17 2 of the Government Code).

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